

Agenda

Item #4



STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS
AND ELECTION PRACTICES
135 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0135

May 11, 2009

By E-Mail and Regular Mail

Scott E. Lansley, Chairman
Androscoggin County Republican Committee
70 Lansley Drive
Sabattus, ME 04280

Dear Mr. Lansley:

Thank you for your communications with PAC/Party/Lobbyist Registrar Jeremy Brown regarding the three campaign finance reports for calendar year 2008 which apparently should have been filed by the Androscoggin County Republican Committee (the "committee"). Because the committee reported on June 6, 2008 that it received \$5,076 in contributions during 2008, it was required to file three campaign finance reports on July 15, 2008, October 24, 2008, and January 15, 2009 under 21-A M.R.S.A. § 1017-B.

This is to notify you that the members of the Ethics Commission are scheduled to consider the three missing reports at their next meeting on Thursday, May 28, at 9:00 a.m. At the meeting, the staff of the Commission will request that the Commission members assess three penalties of \$500 each against the committee under 21-A MRSA §1020-A(8-A) for failing to file the reports. **Kindly file the reports no later than Wednesday, May 20, 2009 to avoid this matter being placed on the agenda for that meeting.**

For your information, once the reports have been filed, the Commission's regular penalty process for late-filed reports will be initiated, but the committee may ask for a waiver of the penalties through that process. Please call me at 287-4179 if you have any questions.

Sincerely,

Jonathan Wayne
Executive Director

cp
cc: Jeremy Brown
Enclosure



STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS
AND ELECTION PRACTICES
135 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0135

By Regular and Certified Mail

May 8, 2009

Mr. Scott E. Lansley
Chairman
Androscoggin County Republican Committee
70 Lansley Drive
Sabattus, ME 04280

Re: Final Notice - Delinquent Campaign Finance Reports Due.

Dear Mr. Lansley,

According to our records, the Androscoggin County Republican Committee has failed to file its July Semiannual, 11 Day Pre-General and January Semiannual reports for the 2008 election year. Failure to file these reports immediately may result in increased penalties under 21-A M.R.S.A §1020-A(4-A) (late filing of reports) or §1020-A(8-A) (failing to file reports).

If these reports remain delinquent, this violation will be placed on the agenda to be heard by the Commission members at their May 28th meeting, at which time they may elect to assess civil penalties under 21-A M.R.S.A. §1020-A(8-A) for the committee's failure to file the three reports.

To stop this process, immediately file the delinquent reports with our office. Once the reports are filed, the Commission staff will notify you of its preliminary penalty assessment for the late filings and provide instructions for seeking a waiver from the Commission.

If you have any questions about these reports, please call me at 287-4179.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Jeremy J. Brown".

Jeremy J. Brown
PAC, Party & Lobbyist Registrar



STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS
AND ELECTION PRACTICES
135 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0135

By Regular and Certified Mail

April 14, 2009

Mr. Scott E. Lansley
Chairman
Androscoggin County Republican Committee
70 Lansley Drive
Sabattus, ME 04280

Re: Second Notice - Delinquent Campaign Finance Reports Due.

Dear Mr. Lansley,

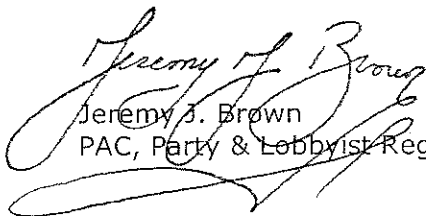
According to our records, the Androscoggin County Republican Committee has failed to file its July Semiannual, 11 Day Pre-General and January Semiannual reports for the 2008 election year. Failure to file these reports immediately may result in increased penalties under 21-A M.R.S.A §1020-A(4-A) (late filing of reports) or §1020-A(8-A) (failing to file reports).

If these reports remain delinquent, this violation will be placed on the agenda to be heard by the Commission members at their May 28th meeting, at which time they may elect to assess civil penalties under 21-A M.R.S.A. §1020-A(8-A) for the committee's failure to file the three reports.

To stop this process, immediately file the delinquent reports with our office. Once the reports are filed, the Commission staff will notify you of its preliminary penalty assessment for the late filings and provide instructions for seeking a waiver from the Commission.

If you have any questions about these reports, please call me at 287-4179.

Sincerely yours,


Jeremy J. Brown
PAC, Party & Lobbyist Registrar

U.S. Postal Service	
CERTIFIED MAIL [®] RECEIPT	
(Domestic Mail Only, No Insurance Coverage Provided)	
For delivery information visit our website at www.usps.com	
OFFICIAL USE	
Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$
Postmark Here	
Sent To	
Street, Apt. No., or PO Box No.	
City, State, ZIP+4	
PS Form 3800, August 2008 See Reverse for Instructions	

2007 0710 0000 0935 8470

OFFICE LOCATED AT: 242 STATE ST
WEBSITE: WWW.MAINE.G

PHONE: (207) 287-4179



STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS
AND ELECTION PRACTICES
135 STATE HOUSE STATION
AUGUSTA, MAINE
04333-0135

By Regular and Certified Mail

March 10, 2009

Mr. Scott E. Lansley
Chairman
Androscoggin County Republican Committee
70 Lansley Drive
Sabattus, ME 04280

Re: Delinquent Campaign Finance Reports Due

Dear Mr. Lansley,

According to our records, the Androscoggin County Republican Committee has failed to file its July Semiannual, 11 Day Pre-General and January Semiannual reports for the 2008 election year. Failure to file these reports immediately may result in increased penalties under 21-A M.R.S.A §1020-A(4-A) (late filing of reports) or §1020-A(8-A) (failing to file reports).

If these reports remain delinquent, this violation will be placed on the agenda to be heard by the Commission members at their May 28th meeting, at which time they may elect to assess civil penalties under 21-A M.R.S.A. §1020-A(8-A) for the committee's failure to file the three reports.

To stop this process, immediately file the delinquent reports with our office. Once the reports are filed, the Commission staff will notify you of its preliminary penalty assessment for the late filings and provide instructions for seeking a waiver from the Commission.

If you have any questions about these reports, please call me at 287-4179.

Sincerely yours,

COPY

Jeremy J. Brown
PAC, Party & Lobbyist Registrar

E. A state party committee shall report any expenditure of \$500 or more made after the 14th day before the election and more than 24 hours before 5:00 p.m. on the day of the election within 24 hours of that expenditure.

4-B. Filing schedule for municipal, district and county party committees. Municipal, district and county party committees shall file reports according to the following schedule.

A. Reports filed during an election year must be filed with the Commission by 11:59 p.m. on:

- * (1) July 15th and be complete as of June 30th;
- * (2) The 11th day before the date on which the election is held and must be complete up to the 14th day before that date; and
- * (3) January 15th and be complete as of December 31st.

B. Reports filed during a nonelection year must be filed by 11:59 p.m. on:

- (1) July 15th and be complete as of June 30th; and
- (2) January 15th and be complete as of December 31st.

C. Any expenditure of \$1,000 or more made after the 14th day before any election and more than 24 hours before 11:59 p.m. on the day of the election must be reported within 24 hours of that expenditure.

4-C. Electronic filing. State party committees shall file each report required by this section through an electronic filing system developed by the Commission. The Commission may make an exception to this electronic filing requirement if a party committee submits a written request that states that the party committee lacks access to the technology or the technological ability to file reports electronically. The request for an exception must be submitted by March 1st of the election year. The Commission shall grant all reasonable requests for exceptions.

5. Penalties. A party committee is subject to the penalties in section 1020-A, subsection 4.

6. Notice; forms. A state party committee shall notify all county, district and municipal party committees of the same political party of the party committee reporting requirements. The party committees shall obtain the necessary forms from the Commission to complete the filing requirements.

* **7. Exemption.** Any party committee receiving and expending less than \$1,500 in one calendar year is exempt from the reporting requirements of this section for that year.

8. Municipal elections. When a party committee makes contributions or expenditures on behalf of a candidate for municipal office subject to this subchapter, it shall file a copy of the reports required by this section with the clerk in that candidate's municipality.

5-A. Maximum penalties. Penalties assessed under this subchapter may not exceed:

A. Five thousand dollars for reports required under section 1017, subsection 2, paragraph B, C, D, E or H; section 1017, subsection 3-A, paragraph B, C, D or F; section 1017, subsection 4; and section 1019-B, subsection 3;

B. Five thousand dollars for state party committee reports required under section 1017-A, subsection 4-A, paragraphs A, B, C and E;

C. One thousand dollars for reports required under section 1017, subsection 2, paragraphs A and F and section 1017, subsection 3-A, paragraphs A and E;

D. Five hundred dollars for municipal, district and county committees for reports required under section 1017-A, subsection 4-B; or

E. Three times the unreported amount for reports required under section 1017, subsection 3-B, if the unreported amount is less than \$5,000 and the Commission finds that the candidate in violation has established, by a preponderance of the evidence, that a bona fide effort was made to file an accurate and timely report.

6. Request for a commission determination. Within three (3) days following the filing deadline, a notice must be sent to a candidate and treasurer whose registration or campaign finance report is not received by 11:59 p.m. on the deadline date, informing them of the basis for calculating penalties under subsection 4 and providing them with an opportunity to request a commission determination. The notice must be sent by certified United States mail. Any request for a determination must be made within 10 calendar days of receipt of the Commission's notice. The ten-day period during which a determination may be requested begins on the day a recipient signs for the certified mail notice of the proposed penalty. If the certified letter is refused or left unclaimed at the post office, the ten-day period begins on the day the post office indicates it has given first notice of a certified letter. A candidate or treasurer requesting a determination may either appear in person or designate a representative to appear on the candidate's or treasurer's behalf or submit a notarized written explanation of the mitigating circumstances for consideration by the Commission.

7. Final notice of penalty. If a determination has been requested by the candidate and made by the commission, notice of the Commission's final determination and the penalty, if any, imposed pursuant to this subchapter must be sent to the candidate and the treasurer.

If no determination is requested, the Commission staff shall calculate the penalty as prescribed in subsection 4 and shall mail final notice of the penalty to the candidate and treasurer. A detailed summary of all notices must be provided to the Commission.

8. Failure to file report. The Commission shall notify a candidate who has failed to file a report required by this subchapter, in writing, informing the candidate of the requirement to file a report. The notice must be sent by certified mail. If a candidate fails to file a report after 2 notices have been sent by the commission, the commission shall send a final notice by certified mail informing the candidate of the requirement to file and that the matter may be referred to the Attorney General for criminal prosecution. A candidate who fails to file a report as required by this subchapter after the Commission has sent the notices required by this subsection is guilty of a Class E crime.



8-A. Penalties for failure to file report. The penalty for failure to file a report required under this subchapter may not exceed the maximum penalties as provided in subsection 5-A.

9. List of late-filing candidates. The Commission shall prepare a list of the names of candidates who are late in filing a report required under section 1017, subsection 2, paragraph C or D or section 1017, subsection 3-A, paragraph B or C within 30 days of the date of the election and shall make that list available for public inspection.

10. Enforcement. The Commission staff has the responsibility for collecting the full amount of any penalty and has all necessary powers to carry out this responsibility. Failure to pay the full amount of any penalty levied under this subchapter is a civil violation by the candidate, treasurer, political party or other person whose campaign finance activities are required by this subchapter to be reported. Thirty days after issuing the notice of penalty, the Commission shall report to the Attorney General the name of any person who has failed to pay the full amount of any penalty. The Attorney General shall enforce the violation in a civil action to collect the full outstanding amount of the penalty. This action must be brought in the Superior Court for Kennebec County or the District Court, 7th District, Division of Southern Kennebec.

- Filed on time on 5/30/08
- Shows > \$1,500 in contributions, expenditures

STATE OF MAINE
COMMISSION ON GOVERNMENTAL ETHICS AND ELECTION PRACTICES

Mail: 135 State House Station, Augusta, ME 04333

Office: 242 State Street, Augusta, Maine

Tel: (207) 287-4179 Fax: (207) 287-6775

Website: www.maine.gov/ethics

Electronic Filing: http://www.maine.campaignfinance.com

STATE PARTY COMMITTEE REPORT - 2008

Committee ANDROSCOGGIN COUNTY REPUBLICAN COMMITTEE
Street address 544 SABATTUS STREET
(official headquarters of committee)
City, Zip Code SABATTUS ME 04280
Telephone (207)576-4954
E-mail

☐ Check if address is different than previously reported

Treasurer TAMMY W. SEGER
Street address P.O. BOX 1255
City, Zip Code SABATTUS ME 04280
Telephone (207)576-4954
E-mail segtammy@adelphia.net

☐ Check if address is different than previously reported

STATE COMMITTEE FILING PERIODS (Check applicable period below)

Due Date	Reporting Period
05/30/2008	January 01, 2008 - May 27, 2008

REPORT TYPE : LOCAL - 11-Day Pre-Primary

Is this an amendment?
☐ Yes ☒ No

I CERTIFY THAT I HAVE EXAMINED THIS REPORT AND TO THE BEST OF MY KNOWLEDGE IT IS TRUE, CORRECT AND COMPLETE.

Treasurer's Signature

6/6/2008

Date

REPORTING EXEMPTION: Any party committee receiving and expending less than \$1,500 in one calendar year is exempt from the reporting requirements for that year.

Androscoggin County Republican Committee

(Schedule A Only)

Name of Party

SCHEDULE A
CASH CONTRIBUTIONS RECEIVED

List the names and mailing addresses of contributors who have given more than \$200 during this reporting period. For all aggregate contributions of \$200 or less, enter the combined total in line 3. Do not include loans or in-kind contributions here.

Date received	Contributor's name, mailing address, zip code	Occupation & Employer	Amount
1. Total contributions this page only			
2. Aggregate contributions over \$200 or less not itemized			5,076.00
3. Total contributions this reporting period (Add lines 1 & 2)			

Androscoggin County Republican Committee

(Schedule B-1 Only)

Name of Party

SCHEDULE B-1**OPERATING EXPENSES****Do not include loan repayments on this schedule**

Expenditure Types Requiring <u>NO</u> Remark	Expenditure Types <u>REQUIRING</u> Remark
CON contribution EQP equipment FND fundraising events FOD food for campaign events, volunteers LIT campaign literature (printing and graphics) MHS mail house (all services purchased) OFF office rent and utilities POL polling and survey research PHO phone banks, automated telephones calls POS postage for U.S.Mail PRT print media ads RAD radio ads, production costs SAL campaign workers' salaries TRV travel (fuel, mileage, lodging, etc.) TVN TV or cable ads, production costs WEB Internet and e-mail	CNS campaign consultants OTH other PRO professional services <u><i>For every expenditure, list the appropriate code.</i></u> If a remark is required, list additional information such as type of consulting (media, messaging, campaign, etc.) or professional service provided.

Date of payment	Payee/organization name, address, zip code	Code	Remarks, Purpose of Expenditure	Amount
1/9/2008	ROSEMARIE BUTLER WEBSTER STREET LEWISTON ME 04240		POSTAGE FOR COUNTY MEETING - CK#604	34.85
1/23/2008	POSTAMSTER SOUTH LEWISTON STATION LEWISTON ME 04240		POSTAGE FOR LINCOLN DAY DINNER - CK#605	123.00
1/23/2008	SUN JOURNAL ?? LEWISTON ME 04240		CAUCUS AD - CK#606	423.60
1/29/2008	OLD TOWN CANOE 125 GILLMAN FALLS AVE OLD TOWN ME 04468		CANOE FOR RAFFLE - CK#607	146.95

2/22/2008	RAMADA CONFERENCE CENTER 490 PLEASANT STREET LEWISTON ME 04240		DINING FOR LINCOLN DAY DINNER - CK#609	1,870.00
2/19/2008	MAINE STATE REPUBLICAN ?? AUGUSTA ME 04330		CONVENTION AD - CK#608	450.00
3/10/2008	MAINE AWARDS 7-9-11 WESTMINSTER STREET LEWISTON ME 04240		Awards given for Service to Committee CERTIFICATE HOLDERS - CK#610	150.26
3/24/2008	MAINE COLLEGE REPUBLICANS ?? LEWISTON ME 04240		CONTRIBUTION - CK#611	250.00
3/24/2008	ROSEMARIE BUTLER WEBSTER STREET LEWISTON ME 04240		POSTAGE FOR COUNTY MEETING - CK#612	32.80
4/18/2008	ROSEMARIE BUTLER WEBSTER STREET LEWISTON ME 04240		POSTAGE FOR COUNTY MEETING - CK#613	32.80
5/5/2008	ROSEMARIE BUTLER WEBSTER STREET LEWISTON ME 04240		POSTAGE FOR COUNTY MEETING - CK#615	65.60
5/5/2008	AUBURN PUBLIC LIBRARY ?? AUBURN ME 04210		RENTAL OF SPACE FOR COUNTY MEETING - CK3614	15.00
1. Total operating expenses this page				3,594.86

Androscoggin County Republican Committee

5/22/2009

Name of Party Committee

Date Submitted

SCHEDULE F
SUMMARY SECTION

RECEIPTS

1. Contributions Received (Schedule A, Line 3)
2. Other Receipts (interest income, etc.)
3. Loans Received (Schedule D)
4. TOTAL RECEIPTS (Lines 1 + 2 + 3)

TOTAL FOR THIS PERIOD	TOTAL FOR YEAR
5,076.00	5,076.00
16.12	16.12
0.00	0.00
5,092.12	5,092.12

EXPENDITURES

5. Contributions and Expenditures on Behalf of Others (Schedule B)
6. Operating Expenses (Schedule B-1)
7. Loans Repayments (Schedule D)
8. TOTAL EXPENDITURES (Lines 5 + 6 + 7)

0.00	0.00
3,594.86	3,594.86
0.00	0.00
3,594.86	3,594.86

OTHER ACTIVITY

- Total In-Kind Contributions (Schedule C)
- Total In-Kind Expenditures (Schedule C)
- Total Unpaid Obligations (Schedule E)

0.00	0.00
0.00	0.00
0.00	